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File No.: OZ-8004
Planner: G. BARRETT

TO:	CHAIR AND MEMBERS PLANNING & ENVIRONMENT COMMITTEE
FROM:	JOHN M. FLEMING MANAGING DIRECTOR, PLANNING AND CITY PLANNER
SUBJECT:	REQUEST TO THE MINISTER OF HEALTH AND LONG-TERM CARE TO LIMIT THE NUMBER OF CLIENTS SERVED BY METHADONE CLINICS AND METHADONE DISPENSING PHARMACIES MEETING ON TUESDAY, FEBRUARY 19TH, 2013

RECOMMENDATION

That, on the recommendation of the Managing Director, Planning and City Planner, the following information report pertaining to Council requested action of the Minister of Health and Long-Term Care **BE RECEIVED**;

PREVIOUS REPORTS PERTINENT TO THIS MATTER
--

February 27th, 2012 A report by the Director of Land Use Planning and City Planner to the Planning and Environment Committee recommending amendments to the Official Plan and the Z.-1 Zoning By-law to provide appropriate opportunities for the siting of methadone clinics and methadone dispensaries within the City of London

BACKGROUND

Municipal Council, at its session held on May 2nd, 2012, resolved that, on the recommendation of the Director of Land Use Planning and City Planner, amendments to the Official Plan and Z.-1 Zoning By-law (See Attachment 1) be adopted to provide for the appropriate siting of methadone clinics and methadone dispensaries. Municipal Council further resolved that:

- e) the Mayor **BE REQUESTED** to write a letter, on behalf of Municipal Council, to the Minister of Health and Long-Term Care encouraging the Minister to put in place legislation to regulate community consultation practices, maximum patient volumes, minimum facility standards and management and operational requirements for methadone clinics and dispensaries so as to ensure that clients are served effectively and with dignity and that the potential for neighbourhood impacts are minimized....

PURPOSE OF THIS REPORT

On September 13th, 2012, the Mayor wrote the Minister of Health and Long-Term Care (See Attachment 2) noting Council's amendments to the City Of London Official Plan and Z.-1 Zoning By-law to provide a land use framework for the establishment of methadone clinics and methadone dispensing pharmacies. The Mayor further noted the findings of a City of London Methadone Study which concluded that the volume of patients served by a methadone clinic and/or dispensing pharmacy has a major influence on the impact the use may have on the surrounding community. Accordingly, the Mayor requested that the Province establish regulations that would limit the number of clients served by clinics and/or pharmacies as such

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regulation was beyond local control and authority through either land use regulations or municipal licensing authority.

On January 17th, 2012, the Minister of Health and Long-Term Care responded to the Mayor noting that the location of clinics and methadone pharmacies fall under the jurisdiction of the *Planning Act* and that the Ministry of Health and Long-Term Care does not interfere with the development of municipal by-laws. The Minister further noted a municipality's ability to fashion more generic by-laws under the *Municipal Act*. Any such by-law would be required to comply with other provincial legislation, including the *Ontario Human Rights Code*. The Minister concluded noting that the Ministry would not be establishing regulations that would have the effect of limiting the number of clients seeking treatment for Methadone Maintenance Treatment.

The Minister's letter has been attached for the information of the Committee (See attachment 3).

PREPARED BY:	SUBMITTED BY:
BRIAN TURCOTTE SENIOR PLANNER POLICY PLANNING AND PROGRAMS	GREGG BARRETT, AICP MANAGER, POLICY PLANNING AND PROGRAMS
RECOMMENDED BY:	
JOHN M. FLEMING, MCIP, RPP MANAGING DIRECTOR, PLANNING AND CITY PLANNER	

February 7th, 2013

BT

"Attach